

**Court of Appeals, Division One**

**Criminal - Anders Appeal**

**1 CA-CR 16-0362**

**STATE v. MARTINEZ**

**Appellate Case Information**

Case Filed: 26-May-2016

Case Closed:

**Dept/Composition**

**Department E**

Hon. Kent E Cattani  
Hon. Lawrence F Winthrop  
Hon. Michael J Brown

**Side 1. STATE OF ARIZONA, Appellee**

(Litigant Group) STATE OF ARIZONA

- State of Arizona

**Attorneys for: Appellee**

Gracynthia Claw, Esq. (AZ Bar No. 30265)

**Side 2. MARIO J MARTINEZ, Appellant**

(Litigant Group) MARIO J MARTINEZ

- Mario J Martinez

**Attorneys for: Appellant**

Emery K La Barge, Esq. (AZ Bar No. 10971)

**CASE STATUS**

Nov 22, 2016....Under Advisement

Nov 22, 2016....Assigned

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
NAV S0900CR201400702	Possession of Dangerous Drugs for Sale, Class 2; Transportation of a Dangerous Drug for Sale, Class 2; Possession of Drug Paraphernalia, Class 6	10 Years; 10 Years; 1 Year	Ralph E Hatch, Sentencing	JURY	

**48 PROCEEDING ENTRIES**

- 26-May-2016 FILED: Notice of Appeal from Navajo County Superior Court filed 05/04/16.
- 26-May-2016 FILED:e-Record on Appeal:  
Instruments/Minute Entries: Combined  
Disposition Report: None  
Exhibits:  
State's Exhibits - List # 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 filed with E-Record  
Defendant's Exhibits - List # A filed with E-Record
- 5-Jul-2016 FILED: Untitled Letter from Court Reporter re: Requesting Extension of Time to File Transcripts (Court Reporter Josie Roper)
- 12-Jul-2016 ORDERED: Untitled Letter from Court Reporter re: Requesting Extension of Time to File Transcripts (Court Reporter Josie Roper) = GRANTED/Due dates EXTENDED to 08/11/2016 for transcripts dated 03/23/2016, 03/24/2016 or OSC 08/17/2016. Hon Samuel A Thumma - Author
- 19-Jul-2016 ORDERED: Court Reporter Alysia James transcript dated 05/04/2016 past due. OSC set on 08/03/2016. Hon Samuel A Thumma - Author
- 1-Aug-2016 FILED: Reporter's Transcript - 05/04/2016 - Sentencing (Josie Roper)
- 1-Aug-2016 FILED: Reporter's Transcript - 02/19/2016 - Unscheduled Hearing (Josie M Roper)
- 1-Aug-2016 FILED: Reporter's Transcript - 03/23/2015 - Donald Hearing Settlement Conference (Josie M. Roper)
- 1-Aug-2016 FILED: Reporter's Transcript - 03/21/2016 - Motions Hearing (Josie M. Roper)
- 1-Aug-2016 FILED: Reporter's Transcript - 03/22/2016 - Pretrial Conference (Josie Roper)
- 1-Aug-2016 FILED: Reporter's Transcript- 03/23/2016 - Trial Day One (Josie Roper)
- 1-Aug-2016 FILED: Reporter's Transcript - 03/24/2016 - Jury Trial Day Two (Josie Roper)
- 1-Aug-2016 FILED: Reporter's Transcript - 03/25/2016 - Jury Trial - Day Three (Josie Roper)

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14. 3-Aug-2016 FILED: Reporter's Transcript - 08/24/2015 - CMC (Josie Roper)
15. 3-Aug-2016 FILED: Reporter's Transcript - 09/03/2015 - CMC (Josie Roper)
16. 3-Aug-2016 FILED: Reporter's Transcript - 10/22/2015 - CMC (Josie Roper)
17. 3-Aug-2016 FILED: Reporter's Transcript - 11/19/2015 - CMC (Josie Roper)
18. 3-Aug-2016 FILED: Reporter's Transcript - 12/17/2015 - CMC (Josie Roper)
19. 3-Aug-2016 FILED: Reporter's Transcript - 12/31/2015 - CMC (Josie Roper)
20. 8-Aug-2016 FILED: Reporter's Transcript - 09/25/2014 - Arraignment (Josie Roper)
21. 8-Aug-2016 FILED: Reporter's Transcript - 10/02/2014 - CMC Release Hearing (Josie M Roper)
22. 8-Aug-2016 FILED: Reporter's Transcript - 10/30/2014 - CMC (Josie M Roper)
23. 8-Aug-2016 FILED: Reporter's Transcript - 11/06/2014 - CMC (Josie M Roper)
24. 8-Aug-2016 FILED: Reporter's Transcript - 11/20/2014 - CMC (Josie M Roper)
25. 8-Aug-2016 FILED: Reporter's Transcript - 12/16/2014 - Settlement Conf (Josie M Roper)
26. 8-Aug-2016 FILED: Reporter's Transcript - 01/15/2015 - CMC (Josie M Roper)
27. 8-Aug-2016 FILED: Reporter's Transcript - 04/23/2015 - CMC (Josie Roper)
28. 8-Aug-2016 FILED: Reporter's Transcript - 06/25/2015 - CMC (Josie M Roper)
29. 8-Aug-2016 FILED: Reporter's Transcript - 07/15/2015 - COP CMC (Josie M Roper)
30. 8-Aug-2016 FILED: Reporter's Transcript - 04/20/2016 - SENT CMC (Josie M Roper)
31. 8-Aug-2016 FILED: Reporter's Transcript - 02/12/2015 - CMC (Josie M Roper)
32. 23-Aug-2016 FILED: Notice of Completion of Record
33. 26-Aug-2016 FILED: AMENDED Notice of Completion of Record
34. 29-Aug-2016 FILED: Appellant's Notice of Appearance; Certificate of Service (Appellant)
35. 29-Aug-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record
36. 11-Oct-2016 FILED: Appellant's Anders Brief; Certificate of Service (Appellant)
37. 13-Oct-2016 ORDERED: Allowing appellant to file supplemental brief in propria persona; FURTHER ORDERED: Counsel to send copy of record to appellant, and copy of transmittal letter to Clerk/AG; FURTHER ORDERED: Appellant may raise additional points on/before 11/22/2016; FURTHER ORDERED: Answering brief to await court order. Anthony Mackey ProTem Judge - Author
38. 18-Oct-2016 FILED: Notice of Filing of Transmittal Letter (notification from appellant counsel re: forwarding record to his client); Certificate of Service (Appellant)
39. 21-Nov-2016 FILED: APPELLANT'S OPENING BRIEF (Appellant Pro Per)
40. 22-Nov-2016 FILED: Assigning Anders appeal to Dept E for consideration and disposition. [Amy M. Wood, Clerk]
41. 22-Nov-2016 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
42. 22-Nov-2016 FILED: Memorandum: Judge Brown for Judge Portley (Chief Judge Brown)
43. 28-Nov-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record
44. 14-Dec-2016 ORDERED: (Pursuant to Penson v. Ohio) Parties counsel shall file briefs addressing issues stated in order on/before 1/16/17. Hon Lawrence F Winthrop - Author

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**Criminal - Anders Appeal**

**1 CA-CR 16-0362**

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**48 PROCEEDING ENTRIES**

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| 45. | 16-Dec-2016 | AMENDED ORDER: (Pursuant to Penson v. Ohio) Parties counsel shall file briefs addressing issues stated in order on/before 1/17/17. Hon Lawrence F Winthrop - Author |
| 46. | 23-Dec-2016 | FILED: Notice of Appearance; Certificate of Service (Appellee)  |
| 47. | 17-Jan-2017 | FILED: Appellant's Supplemental Brief; Certificate of Compliance; Certificate of Service (Appellant)  |
| 48. | 17-Jan-2017 | FILED: Appellee's Simultaneous Brief; Certificate of Compliance; Certificate of Service (Appellee)  |